IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5661 OF 2005

Sou Bilkis A. Shaikh ...Petitioner
vs.
Mohd. H. Amirkhan (deceased)
Smt. Zarina Hasankhan and ors. ....Respondents

P.K. Hushing for the petitioner.
Mr. R.K. Saroj i/b. Mr. S.V. Pitre for the Respondents.

CORAM: S.U. KAMDAR, J.

DATE : 21st November, 2005.

P.C. :

1. By consent of the parties following order is passed :

2. By consent the impugned order is set aside. The Trial court is directed to decide the issue of limitation afresh after the conclusion of oral evidence between the parties and the same will be determined on its own merits. All issues on merits are kept open to be determined by the trial court. Petition disposed off accordingly. No order as to costs.

sd/-

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